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Attorney Docket No.: 00960-515 (CRP-145)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Cohen and Sampath  
ASSIGNEE: Creative BioMolecules, Inc.  
SERIAL NUMBER: 08/851,628 EXAMINER : David S. Romeo  
FILING DATE: May 6, 1997 ART UNIT: 1646  
FOR: NOVEL THERAPIES FOR CHRONIC RENAL FAILURE

November 12, 1999  
Boston, Massachusetts

Box AF  
Assistant Commissioner for Patents  
Washington, D.C. 20231

### NOTICE OF APPEAL

Pursuant to 37 C.F.R. §1.191, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Examiner's May 12, 1999 Office Action finally rejecting the claims in the above-identified application. A check in the amount of \$155.00 (#4767) for filing this appeal is enclosed herewith as set forth in 37 C.F.R. §1.17(b). Applicants have filed concurrently a petition for a three (3) month extension of time and a check (#4768) in the amount of \$435.00 as required by 37 C.F.R. §1.17(a)(3). With the extension, the Notice of Appeal is due on or before November 12, 1999.

Although Applicants believe that there are no additional fees which are required with this submission, the Commissioner is authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311 (Reference No. 00960-515; CRP-145). A duplicate copy of this Notice is enclosed herewith.

Respectfully submitted,

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